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Introduction and Reference

By the Agriculture & Natural Resources Subcommittee; Representative **Caldwell**—

HB 7113—A bill to be entitled An act relating to total maximum daily loads; amending s. 403.067, F.S.; exempting specified rules adopted by the Department of Environmental Protection from ratification by the Legislature under s. 120.541(3), F.S.; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the State Affairs Committee; Representative **Raburn**—

HB 7115—A bill to be entitled An act relating to numeric nutrient criteria; amending s. 403.061, F.S.; authorizing the Department of Environmental Protection to implement specified provisions to control nutrient load in state waters; authorizing the department to implement specified nutrient standards; providing for removal of a specified rule from the Florida Administrative Code; providing that specified nutrient criteria rules are subject to specified provisions of the Florida Administrative Code; exempting such nutrient criteria rules from ratification by Legislature under s. 120.541(3), F.S.; directing the department to establish numeric interpretations of the narrative nutrient criterion for certain estuaries and waters, subject to specified provisions and standards; directing the department to submit a specified report to the Governor and Legislature; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Transportation & Highway Safety Subcommittee; Representative **Raschein**—

HB 7117—A bill to be entitled An act relating to transportation facility designations; providing honorary designations of various transportation facilities in specified counties; directing the Department of Transportation to erect suitable markers; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Business & Professional Regulation Subcommittee; Representative **La Rosa**—

HB 7119—A bill to be entitled An act relating to homeowners' associations; amending s. 34.01, F.S.; conforming provisions to changes made by the act; amending s. 468.436, F.S.; providing grounds for disciplinary actions against community association managers; amending s. 720.303, F.S.; requiring a homeowners' association to maintain an internal dispute resolution procedure in the association's official records; requiring

official records to be maintained within a specified distance of the association for a specified time; authorizing associations to maintain such records online; requiring associations to permit members to take photographs of such records using electronic devices at no charge; providing that denial of access to such records entitles parties prevailing in enforcement actions to attorney fees; removing provisions allowing the association to charge fees for personnel costs related to records access; requiring budgets to designate permissible uses of reserve accounts; requiring a community association manager, or a director or his or her designee in the absence of a community association manager, to report certain information to the Division of Florida Condominiums, Timeshares, and Mobile Homes; creating s. 720.3033, F.S.; requiring association directors to file with the association secretary written certification that they have read certain association documents, will uphold the documents, and will uphold their fiduciary responsibility to the members; providing that such certification is valid while the director is on the board; providing penalties for failure to file such certification; requiring the association secretary to retain such certification for 5 years; requiring the board to follow specified procedures relating to contracts or transactions between the association and certain entities; providing for disclosure of the contract or transaction to members; providing for the cancellation of such contract or transaction under certain circumstances; prohibiting any association officer, director, or manager from soliciting or receiving certain personal benefits from any person providing or offering to provide goods or services to the association; providing a penalty; providing an exception; providing for the removal of any director or officer charged with a felony theft or embezzlement offense involving association funds or property; providing for the reinstatement of such person under certain circumstances; requiring the association to maintain insurance or a bond to cover funds that will be in the custody of the association or its management agent; providing a definition; amending s. 720.307, F.S.; providing additional circumstances for authorizing members to elect a majority of association board members; providing circumstances under which members other than the developer are authorized to elect at least one member to the board of directors; amending s. 720.3075, F.S.; prohibiting certain provisions in association documents; authorizing the unilateral ability of a developer to amend the documents; amending s. 720.311, F.S.; requiring associations to adopt internal dispute resolution procedures; providing minimum requirements for such procedures; providing for an internal dispute resolution in the absence of a procedure adopted by the association; providing that certain resolutions and agreements are binding and judicially enforceable; repealing provisions relating to presuit mediation; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Judiciary Committee; Representatives **Baxley** and **Campbell**—

HB 7121—A bill to be entitled An act relating to inmate reentry; amending s. 322.051, F.S.; waiving the fee for identification cards issued to certain inmates; amending s. 382.0255, F.S.; requiring a waiver of fees for certain

inmates receiving a copy of a birth certificate; amending s. 944.605, F.S.; requiring the Department of Corrections to work with other agencies in acquiring necessary documents for certain inmates to acquire an identification card before release; providing exceptions; requiring the department to provide specified assistance to inmates born outside this state; requiring a report; amending s. 944.803, F.S.; authorizing the department to operate male and female faith- and character-based institutions; creating s. 948.0125, F.S.; directing the department to establish a reentry program for nonviolent offenders; providing eligibility and participation requirements; providing guidelines where the department shall terminate inmate's participation in program; providing for inmate to participate in drug offender probation upon completion of in-prison reentry program; authorizing use of postadjudicatory drug court for program participant; authorizing the department to contract for services; providing that no rights are conferred upon inmates to participate in reentry program; providing for reports and rulemaking authority; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Select Committee on Claim Bills; Representative **Grant**—

HB 7123—A bill to be entitled An act relating to sovereign immunity; amending s. 11.02, F.S.; revising terminology; amending s. 11.045, F.S.; providing requirements for lobbyists of claim bills; amending s. 11.047, F.S.; revising terminology; amending s. 11.065, F.S.; removing a limitation on presenting a claim to the Legislature; limiting the ability to file a claim bill; amending s. 766.1115, F.S.; conforming a cross-reference; amending s. 768.28, F.S.; naming the section the "Florida Fair Claims Act"; revising requirements relating to waiver of sovereign immunity; revising terminology; requiring a judge to determine damages; providing that certain damages be placed into trust; providing for distribution of damages in trust upon the death of a claimant; providing for periodic payment of damages; providing a definition; authorizing political subdivisions to insure for certain amounts to avoid a claim bill; providing requirements with respect to such insurance; prohibiting a claim bill under certain conditions; providing a remedy against insurers who act in bad faith; raising caps on damages for awards against local governments; providing for settlement above the cap on damages; providing for annual adjustment to the cap on damages against local governments; providing for severability; providing for applicability; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Transportation & Highway Safety Subcommittee; Representative **Raburn**—

HB 7125—A bill to be entitled An act relating to the Department of Highway Safety and Motor Vehicles; amending s. 110.205, F.S.; providing that certain positions in the department are exempt from career service; amending s. 207.002, F.S., relating to the Florida Diesel Fuel and Motor Fuel Use Tax Act of 1981; deleting definitions of the terms "apportioned motor vehicle" and "apportionable vehicle"; amending s. 316.066, F.S.; authorizing the Department of Transportation to immediately receive a crash report; amending s. 316.081, F.S.; prohibiting a driver from driving at less than the posted speed in the furthestmost left-hand lane of a road, street, or highway having two or more lanes if being overtaken by a motor vehicle; providing exceptions; providing penalties; amending s. 316.1937, F.S.; revising operational specifications for ignition interlock devices; amending s. 316.2397, F.S.; exempting specified municipal officials from a prohibition against showing or displaying blue lights on a motor vehicle under certain conditions; amending s. 316.302, F.S.; revising provisions for certain commercial motor vehicles and transporters and shippers of hazardous materials; providing for application of specified federal regulations; removing a provision for application of specified provisions and federal regulations to transporting liquefied petroleum gas; amending s. 316.3025, F.S.; providing penalties for violation of specified federal regulations relating

to medical and physical requirements for commercial drivers while driving a commercial motor vehicle; revising provisions for seizure of motor vehicle for refusal to pay penalty; amending s. 316.545, F.S.; revising language relating to certain commercial motor vehicles not properly licensed and registered; amending s. 316.646, F.S., relating to proof of property damage liability security and display thereof; providing for proof of insurance in an electronic format and on an electronic device; providing conditions relating to the use of such electronic device; authorizing the department to adopt rules; amending s. 317.0016, F.S., relating to expedited services; removing a requirement that the department provide such service for certain certificates; amending s. 318.14, F.S.; relating to disposition of traffic citations; requiring the department to submit a report to the Legislature regarding the feasibility of roadside payment of traffic citations; providing that certain alternative procedures for certain traffic offenses are not available to a person who holds a commercial learner's permit; amending s. 318.1451, F.S.; revising provisions relating to driver improvement schools; removing a provision for a chief judge to establish requirements for the location of schools within a judicial circuit; removing a provision that authorizes a person to operate a driver improvement school; revising provisions for persons taking unapproved course; providing criteria for initial approval of courses; revising requirements for courses, course certificates, and course providers; directing the department to adopt rules; creating s. 319.141, F.S.; directing the department to conduct a pilot program to evaluate rebuilt vehicle inspection services performed by the private sector; providing definitions; providing for the department to enter into a memorandum of understanding with the private provider; providing minimum criteria and certain requirements; requiring the department to provide a report to the Legislature; providing for future expiration; amending s. 319.23, F.S.; revising requirements for content of certificates of title and applications for title; amending s. 319.28, F.S.; revising provisions for transfer of ownership by operation of law when a motor vehicle or mobile home is repossessed; removing provisions for a certificate of repossession; amending s. 319.30, F.S.; defining the terms "National Motor Vehicle Title Information System," "nonrepairable vehicle," and "self-insured entity" as used in provisions for the dismantling, destruction, and change of identity of motor vehicles and mobile homes and salvage thereof; limiting the amount that a salvage motor vehicle dealer or a secondary metals recycler may require a lienholder to pay to recover a derelict vehicle purchased by the dealer or recycler; providing circumstances when a self-insured motor vehicle or mobile home is a total loss; revising procedures for disposition of salvage motor vehicles and mobile homes; requiring an insurance company to notify the National Motor Vehicle Title Information System; providing for the department to declare certain vehicles as nonrepairable and print a certificate of destruction; revising requirements for secondary metals recyclers and salvage motor vehicle dealers to maintain records; requiring such recyclers and dealers to make monthly notifications to the National Motor Vehicle Title Information System; requiring certain independent entities to notify the National Motor Vehicle Title Information System before disposition of a damaged or dismantled motor vehicle; requiring the independent entity to provide proof to the department of such notification when applying for a certificate of destruction or salvage certificate of title; requiring certain entities dealing in salvage motor vehicles to register with the National Motor Vehicle Title Information System; amending s. 319.323, F.S., relating to expedited services of the department; removing certificates of repossession; amending s. 320.01, F.S.; removing the definition of the term "apportioned motor vehicle"; revising the definition of the term "apportionable motor vehicle"; amending s. 320.02, F.S.; revising requirements for application for motor vehicle registration; providing for insurers to furnish proof-of-purchase cards in a paper or an electronic format; amending s. 320.03, F.S.; revising a provision for registration under the International Registration Plan; amending s. 320.071, F.S.; revising a provision for advance renewal of registration under the International Registration Plan; amending s. 320.0715, F.S.; revising provisions for vehicles required to be registered under the International Registration Plan; amending s. 320.089, F.S.; creating a special use license plate for current or former members of the United States Armed Forces who participated in Operation Desert Storm or Operation Desert Shield; amending s. 320.18, F.S.; providing for withholding of motor vehicle or mobile home registration

when a coowner has failed to register the motor vehicle or mobile home during a previous period when such registration was required; providing for cancelling a vehicle or vessel registration, driver license, identification card, or fuel-use tax decal if the coowner pays certain fees and other liabilities with a dishonored check; amending s. 320.27, F.S., relating to motor vehicle dealers; providing for extended periods for dealer licenses and supplemental licenses; providing fees; amending s. 320.62, F.S., relating to manufacturers, distributors, and importers of motor vehicles; providing for extended licensure periods; providing fees; amending s. 320.77, F.S., relating to mobile home dealers; providing for extended licensure periods; providing fees; amending s. 320.771, F.S., relating to recreational vehicle dealers; providing for extended licensure periods; providing fees; amending s. 320.8225, F.S., relating to mobile home and recreational vehicle manufacturers, distributors, and importers; providing for extended licensure periods; providing fees; amending s. 322.095, F.S.; requiring an applicant for a driver license to complete a traffic law and substance abuse education course; providing exceptions; revising procedures for evaluation and approval of such courses; revising criteria for such courses and the schools conducting the courses; providing for collection and disposition of certain fees; requiring providers to maintain records; directing the department to conduct effectiveness studies; requiring a provider to cease offering a course that fails the study; requiring courses to be updated at the request of the department; requiring providers to disclose certain information; requiring providers to submit course completion information to the department within a certain time period; prohibiting certain acts; providing that the department shall not accept certification from students; prohibiting a person convicted of certain crimes from conducting courses; directing the department to suspend course approval for certain purposes; providing for the department to deny, suspend, or revoke course approval for certain acts; providing for administrative hearing before final action denying, suspending, or revoking course approval; providing penalties for violations; amending s. 322.125, F.S.; revising criteria for members of the Medical Advisory Board; amending s. 322.135, F.S.; removing a provision that authorizes a tax collector to direct certain licensees to the department for examination or reexamination; amending s. 322.212, F.S.; providing penalties for certain violations involving application and testing for a commercial driver license or a commercial learner's permit; amending s. 322.22, F.S.; authorizing the department to withhold issuance or renewal of a driver license, identification card, vehicle or vessel registration, or fuel-use decal under certain circumstances; amending s. 322.245, F.S.; requiring a depository or clerk of court to electronically notify the department of a person's failure to pay support or comply with directives of the court; amending s. 322.25, F.S.; removing a provision for a court order to reinstate a person's driving privilege on a temporary basis when the person's license and driving privilege have been revoked under certain circumstances; amending ss. 322.2615 and 322.2616, F.S., relating to review of a license suspension when the driver had blood or breath alcohol at a certain level or the driver refused a test of his or her blood or breath to determine the alcohol level; revising provisions for informal and formal reviews; providing for the hearing officer to be designated by the department; authorizing the hearing officer to conduct hearings using telecommunications technology; revising procedures for enforcement of subpoenas; directing the department to issue a temporary driving permit or invalidate the suspension under certain circumstances; providing for construction of specified provisions; amending s. 322.64, F.S., relating to driving with unlawful blood-alcohol level or refusal to submit to breath, urine, or blood test by a commercial driver license holder or person driving a commercial motor vehicle; providing that a disqualification from driving a commercial motor vehicle is considered a conviction for certain purposes; revising the time period a person is disqualified from driving for alcohol-related violations; revising requirements for notice of the disqualification; providing that under the review of a disqualification the hearing officer shall consider the crash report; revising provisions for informal and formal reviews; providing for the hearing officer to be designated by the department; authorizing the hearing officer to conduct hearings using telecommunications technology; revising procedures for enforcement of subpoenas; directing the department to issue a temporary driving permit or invalidate the suspension under certain circumstances; providing for construction of specified provisions; amending s. 322.2715,

F.S.; providing requirements for issuance of a restricted license for a person convicted of a DUI offense if a medical waiver of placement of an ignition interlock device was given to such person; amending s. 322.28, F.S., relating to revocation of driver license for convictions of DUI offenses; providing that convictions occurring on the same date for offenses occurring on separate dates are considered separate convictions; removing a provision relating to a court order for reinstatement of a revoked license; repealing s. 322.331, F.S., relating to habitual traffic offenders; amending s. 322.61, F.S., revising provisions for disqualification from operating a commercial motor vehicle; providing for application of such provisions to persons holding a commercial learner's permit; revising the offenses for which certain disqualifications apply; amending s. 323.002, F.S.; providing that an unauthorized wrecker operator's wrecker, tow truck, or other motor vehicle used during certain offenses may be removed and impounded; requiring an unauthorized wrecker operator to disclose certain information in writing to the owner or operator of a motor vehicle and provide a copy of the disclosure to the owner or operator in the presence of a law enforcement officer if an officer is present; authorizing state and local government law enforcement officers to cause to be removed and impounded any wrecker, tow truck, or other motor vehicle used in violation of specified provisions; authorizing the authority that caused the removal and impoundment to assess a cost recovery fine; providing procedures and requirements for release of the vehicle; providing penalties; requiring that the unauthorized wrecker operator pay the fees associated with the removal and storage of the vehicle; amending s. 324.0221, F.S.; revising the actions which must be reported to the department by an insurer that has issued a policy providing personal injury protection coverage or property damage liability coverage; revising time allowed for submitting the report; amending s. 324.031, F.S.; revising the methods a vehicle owner or operator may use to prove financial responsibility; removing a provision for posting a bond with the department; amending s. 324.091, F.S.; revising provisions requiring motor vehicle owners and operators to provide evidence to the department of liability insurance coverage under certain circumstances; revising provisions for verification by insurers of such evidence; amending s. 324.161, F.S.; providing requirements for issuance of a certificate of insurance; requiring proof of a certificate of deposit of a certain amount of money in a financial institution; providing for power of attorney to be issued to the department for execution under certain circumstances; amending s. 328.01, F.S., relating to vessel titles; revising identification requirements for applications for a certificate of title; amending s. 328.48, F.S., relating to vessel registration; revising identification requirements for applications for vessel registration; amending s. 328.76, F.S., relating to vessel registration funds; revising provisions for funds to be deposited into the Highway Safety Operating Trust Fund; amending s. 713.585, F.S.; revising procedures and requirements for enforcement of lien by sale of motor vehicle when ownership is not established; revising provisions for establishing a good faith effort to locate the owner or lienholder; requiring the lienholder to make certain records checks, including records of the department and the National Motor Vehicle Title Information System and any state disclosed by the check of that system; revising requirements for notification to the local law enforcement agency; revising requirements for notification of the sale of the vehicle; revising documents and proofs the lienholder is required to furnish with a certificate of compliance filed with the clerk of the circuit court; requiring the lienholder to provide the department proof of checking the National Motor Vehicle Title Information System for application for transfer of title; amending s. 713.78, F.S.; revising provisions for enforcement of liens for recovering, towing, or storing a vehicle or vessel; providing a definition; providing for a lien on a vehicle or vessel when a landlord or the landlord's designee authorized removal after tenancy is terminated and specified conditions are met; revising provisions requiring notice to the owner, insurance company, and lienholders; revising procedures and requirements when ownership is not established; revising provisions for establishing a good faith effort to locate the owner or lienholder; requiring certain records checks, including records of the department and the National Motor Vehicle Title Information System and any state disclosed by the check of that system; revising provisions for notice of sale; requiring that insurance company representatives shall be allowed to inspect the vehicle or vessel; providing that when the vehicle is to be sold for purposes of being dismantled,

destroyed, or changed in such manner that it is not the motor vehicle or vessel described in the certificate of title, it must be reported to the National Motor Vehicle Title Information System and application made to the department for a certificate of destruction; amending ss. 212.08, 261.03, 316.2122, 316.2124, 316.21265, 316.3026, 316.550, 317.0003, 320.08, 320.0847, 322.271, 322.282, 324.023, 324.171, 324.191, 627.733, and 627.7415, F.S.; correcting cross-references and conforming provisions to changes made by the act; providing effective dates.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Transportation & Highway Safety Subcommittee; Representative
Articles—

HB 7127—A bill to be entitled An act relating to the Department of Transportation; amending s. 11.45, F.S.; removing a provision for audits of certain transportation corporations by the Auditor General; amending s. 20.23, F.S.; revising provisions relating to functions of the Florida Transportation Commission to add certain monitoring of the Mid-Bay Bridge Authority; removing Secretary of Transportation review of the expenses of the Florida Statewide Passenger Rail Commission; revising the administrative support requirement for the Florida Statewide Passenger Rail Commission; designating an executive director and assistant executive director of the statewide passenger rail commission; amending s. 110.205, F.S., relating to career service exempt positions; revising the title of an existing department position; amending s. 316.530, F.S., relating to towing requirements; removing a provision that prohibits assessment of a penalty for the combined weights of a disabled vehicle and a wrecker or tow truck; amending s. 316.545, F.S.; revising the maximum amount the gross vehicle weight may be reduced for calculation of a penalty for excess weight when an auxiliary power units is installed on a commercial motor vehicle; amending s. 331.360, F.S., relating to aerospace facilities; removing provisions for a spaceport master plan; directing Space Florida to develop a spaceport system plan for certain purposes; providing for content of the plan; directing Space Florida to submit the plan to metropolitan planning organizations for review of intermodal impact and to the department; authorizing the department to include relevant portions in the 5-year work program; revising responsibilities of the department relating to aerospace facilities; authorizing the department to administratively house its space transportation responsibilities within an existing division or office; authorizing the department to enter into an agreement with Space Florida for specified purposes; authorizing the department to allocate certain funds under specified conditions; requiring Space Florida to provide certain information to the department before an agreement is executed; amending s. 332.007, F.S.; authorizing the department to fund strategic airport investment projects that meet specified criteria; amending s. 334.044, F.S.; prohibiting the department from entering into any lease-purchase agreement with any expressway authority, regional transportation authority, or other entity; providing the prohibition does not invalidate existing specified lease-purchase agreements or limit the department's authority relating to certain public-private transportation facilities; amending s. 335.055, F.S.; authorizing the department to enter into contracts with community development districts to perform routine maintenance work on the State Highway System; limiting liability; amending s. 335.06, F.S.; authorizing the department to improve and maintain any road that is part of a county road system or city street system that provides access to property within the state park system; requiring the county or city to maintain such road if the department does not; amending s. 337.11, F.S.; removing the requirement that a contractor provide a notarized affidavit as proof of motor vehicle registration; amending s. 337.14, F.S.; revising requirements for a person desiring to bid for the performance of certain department construction contracts to be prequalified; amending s. 337.168, F.S., relating to confidentiality of bid information; providing that a document that reveals the identity of a person who has requested or received certain information before a certain time is a public record; amending s. 337.25, F.S.; revising provisions for disposition of property by the department; authorizing the department to contract for auction services for

conveyance of property; revising requirements for an inventory of property; amending s. 337.251, F.S.; revising provisions for lease of property; requiring the department to publish a notice of receipt of a proposal for lease of particular department property and accept other proposals; revising notice procedures; requiring the department to establish by rule an application fee for lease proposals; authorizing the department to engage the services of private consultants to assist in evaluating proposals; requiring the department to make specified determinations before approving a proposed lease; amending s. 337.408, F.S.; authorizing the installation of parking meters or other parking time limit devices within the right-of-way limits of a state road when permitted by the department; requiring counties and municipalities to remit a portion of the proceeds from new or existing devices to the department; providing for use of such funds received; amending s. 338.161, F.S.; revising provisions for the department to enter into agreements for certain purposes with public or private transportation facility owners whose systems become interoperable with the department's systems; amending s. 338.165, F.S.; removing references to certain facilities from the list of facilities the department is authorized to request bond issuance secured by facility revenues amending s. 338.26, F.S.; revising the uses of fees generated from tolls to include the design and construction of a fire station that may be used by certain local governments in accordance with a specified memorandum; removing a provision that authorizes a district to issue bonds or notes; amending s. 339.09, F.S.; providing that the department is not required to fund certain noise mitigation projects; amending s. 339.175, F.S.; revising provisions for designation of metropolitan planning organizations and provisions for voting membership; revising the criteria that qualify a local government for participation in a metropolitan planning organization; providing that certain counties shall be designated separate metropolitan planning organizations; revising the criteria to determine voting membership of a metropolitan planning organization; providing that each metropolitan planning organization shall review its membership and reapportion it as necessary; providing criteria; removing the requirement that the Governor review and apportion the voting membership among the various governmental entities within the metropolitan planning area; repealing ss. 339.401-339.421, F.S., relating to the Florida Transportation Corporation Act, definitions, legislative findings and purpose, authorization of corporations, type and structure and income of corporation, contract between the department and the corporation, articles of incorporation, boards of directors and advisory directors, bylaws, meetings and records, amendment of articles of incorporation, powers of corporations, use of state property, exemption from taxation, authority to alter or dissolve corporation, dissolution upon completion of purposes, transfer of funds and property upon dissolution, department rules, construction of provisions, and issuance of debt; amending s. 339.55, F.S.; providing for the state-funded infrastructure bank to lend capital costs or provide credit enhancements for projects that provide intermodal connectivity with spaceports and to make emergency loans for damages to public-use spaceports; revising criteria the department may consider for evaluation of projects for assistance from the bank; amending s. 341.031, F.S.; revising the definition of the term "intercity bus service," as used in the Florida Public Transit Act; amending s. 341.053, F.S.; revising provisions for use of Intermodal Development Program funds; amending s. 341.302, F.S.; revising the department's authority with respect to rail corridors; authorizing the department to undertake ancillary development as a source of revenue for the establishment, construction, operation, or maintenance of any rail corridor owned by the state; providing requirements for such developments; amending ss. 343.82 and 343.922, F.S.; removing reference to advances from the Toll Facilities Revolving Trust Fund as a source of funding for certain projects by an authority; amending s. 348.754, F.S.; revising the term limitation for leases that the Orlando-Orange County Expressway Authority may enter into; amending s. 373.406, F.S.; exempting specified ponds, ditches, and wetlands from surface water management and storage requirements; amending s. 373.4137, F.S.; revising provisions relating to mitigation requirements for certain transportation projects; revising legislative intent; revising requirements and procedures for determination and payment of mitigation costs; revising provisions for an environmental impact inventory; providing for transportation projects to include mitigation options that meet state and federal requirements; providing for the use of the Uniform Mitigation Assessment Method to determine the

amount of mitigation needed for transportation projects; requiring consideration of mitigation banks in the Department of Transportation inventories before transportation projects can be submitted for inclusion in a water management district mitigation plan; providing that the department may purchase credits directly from mitigation banks, mitigation services from the Department of Environmental Protection, or other mitigation services; removing a requirement for the Department of Transportation to establish an escrow account; requiring funding for the identified mitigation option be included in the department's work program; removing impact acre cost as the basis for mitigation payments; revising provisions for determination of cost as the basis for mitigation payments; providing for the Department of Transportation and certain transportation authorities to program amounts based on an estimated cost of credits; providing for periodic adjustment of the estimated cost of credits; providing for alternative use of funds associated with a project excluded from a mitigation plan; providing for continuing responsibility upon final payment for a mitigation project; revising procedures for payments; providing transition procedures; revising requirements for water management district mitigation plans; providing for the exclusion of projects from a mitigation plan upon the election of one or more agencies; amending s. 810.011, F.S.; providing that specified provisions apply to entry upon certain rails or roadbeds under certain circumstances whether or not the property is posted; amending s. 810.09, F.S., relating to trespass; providing an exception for certain hunters who enter on railroad property; providing penalties for trespassing on railroad property; reenacting s. 260.0125(5)(b), F.S., relating to limitation on liability of private landowners whose property is designated as part of the statewide system of greenways and trails; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

First Reading of Committee and Subcommittee Substitutes by Publication

By the Agriculture & Natural Resources Subcommittee; Representative **Raulerson**—

CS/HB 183—A bill to be entitled An act relating to stormwater management permits; amending s. 373.4131, F.S.; requiring statewide environmental resource permitting rules to provide for a conceptual permit for certain stormwater management master plans and an associated general permit for the construction and operation of certain urban redevelopment projects; providing requirements for such permits; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Local & Federal Affairs Committee; and Agriculture & Natural Resources Subcommittee; Representatives **Beshears, Albritton, Combee, Edwards, Raschein, and Van Zant**—

CS/CS/HB 203—A bill to be entitled An act relating to agricultural lands; amending s. 163.3162, F.S.; revising a definition; prohibiting a governmental entity from adopting or enforcing any prohibition, restriction, regulation, or other limitation or from charging a fee on a specific activity of a bona fide farm operation on land classified as agricultural land under certain circumstances; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Business & Professional Regulation Subcommittee; Representatives **Renuart, Campbell, Danish, Fitzenhagen, Hood, and Steube**—

CS/HB 347—A bill to be entitled An act relating to distilled spirits; amending s. 565.03, F.S.; providing definitions; revising provisions with

respect to the licensure and operation of distilleries; providing requirements for craft distilleries; providing for the sale of distilled spirits by licensed distilleries under certain conditions; providing reporting requirements; prohibiting the shipment of certain distilled spirits; prohibiting the transfer of a distillery license under certain conditions; prohibiting a craft distillery from having its ownership affiliated with another distillery under certain conditions; providing requirements relating to the payment of taxes; providing for applicability; providing rulemaking authority; providing for nonseverability; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Local & Federal Affairs Committee; Representatives **La Rosa, M. Diaz, Hutson, and Saunders**—

CS/HB 369—A bill to be entitled An act relating to school emergencies; amending s. 1006.07, F.S.; requiring district school board policies to list the emergency response agencies that are responsible for notifying the school district of emergencies; amending s. 1002.20, F.S.; authorizing a public school to purchase and maintain a supply of epinephrine auto-injectors; requiring that the school district adopt a protocol developed by a licensed physician for the administration of epinephrine auto-injectors for emergency use when a student is having an anaphylactic reaction; providing that the supply of epinephrine auto-injectors may be provided to and used by a student authorized to self-administer epinephrine by auto-injector or trained school personnel; providing that a school district and its employees and agents, including a physician providing a standing protocol for school epinephrine auto-injectors, are not liable for an injury to a student arising from the use of an epinephrine auto-injector under certain circumstances; amending s. 1002.42, F.S.; requiring the emergency response agencies to notify private schools in the school district of emergencies under certain circumstances; authorizing a private school to purchase and maintain a supply of epinephrine auto-injectors; requiring that the private school adopt a protocol developed by a licensed physician for the administration of epinephrine auto-injectors for emergency use when a student is having an anaphylactic reaction; providing that the supply of epinephrine auto-injectors may be provided to and used by a student authorized to self-administer epinephrine by auto-injector or trained school personnel; providing that a private school and its employees and agents, including a physician providing a standing protocol for school epinephrine auto-injectors, are not liable for an injury to a student arising from the use of an epinephrine auto-injector under certain circumstances; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Business & Professional Regulation Subcommittee; and Civil Justice Subcommittee; Representative **Magar**—

CS/CS/HB 457—A bill to be entitled An act relating to the collection of worthless payment instruments; amending s. 68.065, F.S.; defining the term "payment instrument"; applying certain provisions relating to civil actions brought to collect dishonored checks, drafts, and orders of payment to specified types of payment instruments to permit the award of triple damages, court costs, and reasonable attorney fees, the imposition of service charges, and requirements for written demands for payment that must be delivered before commencement of collection actions; authorizing the payee of a dishonored payment instrument to recover bank fees and a service charge without filing a civil action; conforming provisions to changes made by the act; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Transportation & Highway Safety Subcommittee; Representatives **Stone, Workman, M. Diaz, Hager, and Perry**—

CS/HB 487—A bill to be entitled An act relating to specialty license plates; amending ss. 320.08056 and 320.08058, F.S.; creating a Freemasonry license plate; establishing an annual use fee for the plate; providing for the distribution of use fees received from the sale of such plates; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Education Committee; and K-12 Subcommittee; Representatives **Fullwood, Adkins, and Fasano**—

CS/CS/HB 609—A bill to be entitled An act relating to bullying in the public school system; amending s. 1006.147, F.S.; revising provisions prohibiting bullying or harassment of a student or school employee through the use of computer-related activities; prohibiting bullying or harassment through the use of data or computer software that is accessed at a nonschool-related location or activity if certain conditions are met; providing that bullying includes cyberbullying; defining the terms "cyberbullying" and "within the scope of a public K-12 educational institution"; requiring the use of computers without web-filtering software or computers with web-filtering software that is disabled when investigating complaints of cyberbullying; requiring that each school district include in its districtwide policy instruction on recognizing behaviors that lead to bullying and harassment and taking appropriate preventive action; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Higher Education & Workforce Subcommittee; Representative **Tobia**—

CS/HB 637—A bill to be entitled An act relating to public records and public meetings; creating s. 1004.097, F.S.; providing an exemption from public records requirements for any personal identifying information, or any document containing personal identifying information, of an applicant for president, provost, or dean of any state university or Florida College System institution; providing an exemption from public meeting requirements for any meeting held for the purpose of identifying or vetting applicants for president, provost, or dean of any state university or Florida College System institution and for any portion of a meeting held for the purpose of establishing qualifications of, or any compensation framework to be offered to, such potential applicants that would disclose personal identifying information of an applicant or potential applicant; providing applicability; requiring release of the names of specified applicants within a certain timeframe; providing for future legislative review and repeal of the exemptions; providing a statement of public necessity; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Health & Human Services Committee; Representatives **Hutson, Campbell, and Tobia**—

CS/HB 671—A bill to be entitled An act relating to pharmacy technicians; amending s. 465.014, F.S.; revising the number of registered pharmacy technicians that a pharmacist may supervise; prohibiting a pharmacist in a class II institutional pharmacy from supervising more than one registered pharmacy technician unless authorized by guidelines adopted by the Board of Pharmacy; amending ss. 456.42 and 893.04, F.S.; requiring written prescriptions for specified controlled substances to be legibly dated in a specified format; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Finance & Tax Subcommittee; Representatives **Cummings, Davis, Fullwood, Hutson, M. Jones, McBurney, Porter, Ray, Renuart, and Van Zant**—

CS/HB 721—A bill to be entitled An act relating to professional sports franchise facilities; amending ss. 288.1162 and 212.20, F.S.; authorizing an applicant previously certified as a facility for a new or retained professional sports franchise to receive an additional certification under certain circumstances, and to receive a monthly distribution of a specified amount of sales tax revenues, to acquire, construct, reconstruct, or renovate a facility; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Choice & Innovation Subcommittee; Representative **Lee**—

CS/HB 803—A bill to be entitled An act relating to the Literacy Jump Start Pilot Project; requiring the Office of Early Learning to establish the pilot project in St. Lucie County to assist low-income, at-risk children in developing emergent literacy skills; providing eligibility requirements for participation; requiring the office to establish performance standards and outcome measures for participating children; requiring emergent literacy training for instructors; requiring the office to allocate funds for the pilot project; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Finance & Tax Subcommittee; Representatives **Steube and Gonzalez**—

CS/HB 807—A bill to be entitled An act relating to emergency communication system; amending s. 365.172, F.S., relating to the Emergency Communications Number E911 System; revising definitions; revising provisions relating to oversight of certain fees by the Technology Program within the Department of Management Services; revising E911 board appointment provisions; revising duties of the board; revising provisions for administration, distribution, and use of the E911 fee; revising fee collection procedures; providing for the amount of the fee; authorizing the board to adjust the rate of the fee; prohibiting a local government from imposing a fee on sellers of prepaid wireless services; providing for a prepaid wireless E911 fee; requiring the Department of Revenue to provide notice to sellers and establish registration, payment, and documentation procedures; providing for distribution and use of fees collected; providing that fees collected may not be included in the base for measuring any tax, fee, surcharge, or other charge; providing for application of specified audit and appeals procedures; limiting liability of provider or seller of prepaid wireless service; providing that the state and local governments are not subscribers for certain purposes; providing definitions for specified purposes; revising provisions for authorized expenditures of the E911 fee; providing that certain costs of the Department of Health are functions of 911 services; amending s. 365.173, F.S.; revising provisions for accounting, distribution, use, and auditing of the Emergency Communications Number E911 System Fund; providing for a prepaid wireless category in such fund; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Judiciary Committee; Representatives **Powell, Berman, and Spano**—

CS/HB 841—A bill to be entitled An act relating to powers of attorney; amending s. 709.2102, F.S.; revising and providing definitions; amending s. 709.2103, F.S.; providing additional exceptions to the applicability of specified power of attorney provisions; amending s. 709.2105, F.S.; authorizing a notary public to sign a principal's name on a power of attorney under certain circumstances; amending s. 709.2106, F.S.; clarifying and revising language; providing that an original power of attorney may be

required under certain circumstances; providing that an original power of attorney may be recorded in the official records for a fee; amending s. 709.2114, F.S.; adding exceptions to a provision that prohibits an agent who has accepted appointment from delegating authority to a third person; amending s. 709.2116, F.S.; providing for the award of attorney fees and costs as in chancery actions; amending s. 709.2119, F.S.; authorizing a third person to require an agent to execute an affidavit stating that the agent's authority was not terminated because of certain circumstances; revising a form for affidavits; revising a cross-reference; revising terminology; amending s. 709.2120, F.S.; conforming provisions to changes made by the act; requiring a third person who rejects a power of attorney for certain reasons to state the reason for the rejection in writing; amending s. 709.2121, F.S.; providing for notice to a broker-dealer; amending s. 709.2202, F.S.; authorizing a notary to sign the principal's name to documents, other than the power of attorney, under certain circumstances; clarifying that certain gift amounts are based on the calendar year; specifying that a broker-dealer does not have a duty to inquire into certain actions by an agent and is not liable for actions taken in good faith reliance on an agent's actions; amending s. 709.2208, F.S.; providing that an agent acquires general authority regarding securities held by broker-dealers under certain circumstances; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Choice & Innovation Subcommittee; Representatives **Gaetz**, **Ahern**, and **M. Diaz**—

CS/HB 843—A bill to be entitled An act relating to digital learning; amending s. 1002.45, F.S.; revising requirements relating to virtual instruction programs provided by school districts; allowing individuals or organizations who provide individual online courses, including massive open online courses, measured by statewide assessments to apply for approval as a state-level provider; providing that such courses are eligible for inclusion in district virtual instruction programs; including certified adjunct instructors as eligible to teach online courses; revising requirements for approval as providers of virtual instruction; providing accountability measures for providers of online courses; amending s. 1007.01, F.S.; requiring the Articulation Coordinating Committee to recommend a funding model and financial accountability mechanism for providers of online courses; amending s. 1007.24 F.S.; including online courses provided by approved providers in the statewide course numbering system; amending s. 1011.62, F.S.; requiring the State Board of Education to adopt rules establishing programs and courses for which students earn credit for graduation, including online courses provided by approved providers and included in the course code directory; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Choice & Innovation Subcommittee; Representatives **Hutson**, **Davis**, and **M. Diaz**—

CS/HB 859—A bill to be entitled An act relating to extracurricular activities; amending s. 1002.20, F.S.; providing that K-12 public school students who meet certain requirements have a right to participate in extracurricular activities; amending s. 1006.15, F.S.; authorizing certain students enrolled in virtual instruction to participate in an extracurricular activity at a public or private school if certain requirements are met; authorizing public school students attending a public school that does not offer a particular extracurricular activity to participate in that extracurricular activity at a public or private school, subject to certain requirements; deleting a criterion for students who are enrolled in non-FHSAA member private schools to participate in interscholastic or intrascholastic sports; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Education Committee; and Higher Education & Workforce Subcommittee; Representative **Spano**—

CS/CS/HB 863—A bill to be entitled An act relating to teacher preparation and accountability; amending s. 1004.04, F.S.; revising provisions relating to state-approved teacher preparation programs and accountability therefor; revising the uniform core curricula for each program and providing for candidate assessment; revising standards and criteria for initial and continued program approval; requiring each program to prepare an institutional program evaluation plan; providing requirements for annual reports to the state and the general public; revising requirements for personnel who supervise teacher preparation students during preservice field experience; deleting provisions relating to certain standards of excellence, national standards, articulation agreements, and a program to provide experience as a teacher assistant; amending s. 1004.85, F.S.; authorizing a private provider to create an educator preparation institute if approved by the Department of Education; providing criteria for initial and continued approval of an institute's competency-based certification program; providing requirements and credentials for program participants; providing requirements for supervisors of field experiences; amending s. 1012.32, F.S.; conforming provisions; amending s. 1012.56, F.S.; authorizing rules to allow for acceptance of certain college course credits for educator certification; providing components for a school district competency-based professional development certification program; providing requirements for initial and continued approval of programs; revising provisions for applicant review of an educator certification examination; amending s. 1012.585, F.S.; correcting a cross-reference; amending s. 1012.98, F.S.; revising requirements for professional development systems developed by school districts; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Local & Federal Affairs Committee; Representative **Caldwell**—

CS/HB 885—A bill to be entitled An act relating to independent special fire control districts; amending s. 191.009, F.S.; clarifying provisions that authorize a district to levy non-ad valorem assessments to construct, operate, and maintain specified district facilities and services; providing that if a district levies non-ad valorem assessments for certain services, the district must cease to levy ad valorem assessments for those services; amending s. 191.011, F.S.; revising provisions relating to district authority to provide for the levy of non-ad valorem assessments on lands within the district rather than benefited real property; eliminating provisions relating to rate of assessment for benefited real property, to conform; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Criminal Justice Subcommittee; Representative **Combee**—

CS/HB 915—A bill to be entitled An act relating to filing false documents against real or personal property; creating s. 817.535, F.S.; defining terms; prohibiting a person from filing or causing to be filed, with intent to defraud or harass another, a document relating to the ownership, transfer, or encumbrance of, or claim against, real or personal property, or any interest in real or personal property; providing criminal penalties; establishing reclassified penalties for persons who commit the specified offenses a second or subsequent time when the person is a convicted offender who commits the specified offenses while incarcerated in a jail or participating in a community correctional program and when the victim of the offense is a public officer or employee or incurs financial losses under certain circumstances; authorizing the court to issue an injunction; authorizing a court to seal specified public or private records under certain circumstances; providing that the subject of the false statements has a civil cause of action against the perpetrator; providing for actual and punitive damages; providing that the prevailing party is entitled to costs and reasonable attorney fees; providing duties of the custodian of the official record; providing applicability; requiring that attorney fees be paid to

the government agency that provides legal representation under certain circumstances; amending s. 843.0855, F.S.; revising definitions; defining the term "public officer or employee"; revising criminal penalties for criminal actions under color of law or through use of simulated legal process; providing legislative intent; amending s. 921.0022, F.S.; revising provisions of the offense severity ranking chart of the Criminal Punishment Code to conform to changes made by the act; providing severability; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Transportation & Highway Safety Subcommittee; Representative **Slosberg**—

CS/HB 1005—A bill to be entitled An act relating to motorist safety; authorizing the governing body of a county to create a yellow dot critical motorist medical information program for certain purposes; authorizing a county to solicit sponsorships for the medical information program and enter into an interlocal agreement with another county to solicit such sponsorships; authorizing the Department of Highway Safety and Motor Vehicles and the Department of Transportation to provide education and training and publicize the program; requiring the program to be free to participants; providing for applications to participate; providing for a yellow dot decal and a yellow dot folder to be issued to participants and a form containing specified information about the participant; providing procedures for use of the decal, folder, and form; providing for limited use of information on the forms by emergency medical responders; limiting liability of emergency medical responders; requiring the governing body of a participating county to adopt guidelines and procedures to ensure that confidential information is not made public; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Business & Professional Regulation Subcommittee; Representative **Combee**—

CS/HB 1025—A bill to be entitled An act relating to real estate appraisers; amending s. 475.617, F.S.; revising terminology applicable to education requirements for registered trainee appraisers, certified residential appraisers, and certified general appraisers; authorizing qualifying education courses completed by applicants for registration as a trainee or certification as a residential appraiser or general appraiser to be completed through Internet-based instruction; revising the education and experience requirements for certified residential appraisers and certified general appraisers according to certain real property appraiser qualification criteria adopted by the Appraiser Qualifications Board of the Appraisal Foundation on a specified date; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Finance & Tax Subcommittee; Representatives **Santiago, Hood, Hutson, and Taylor**—

CS/HB 1049—A bill to be entitled An act relating to motorsports entertainment complexes; amending s. 212.20, F.S.; providing for a monthly distribution of a specified amount of sales tax revenue to a facility certified by the Department of Economic Opportunity as meeting the requirements for receiving such funds; amending s. 218.64, F.S.; providing for applicability of specified statutory provisions with respect to the funding of a certified applicant's facility; amending s. 288.1171, F.S.; revising requirements for certification of a facility as a motorsports entertainment complex by the Department of Economic Opportunity; limiting the number of applicants the department may certify as a motorsports entertainment complex; authorizing the Auditor General to verify the expenditure of specified distributions and to pursue recovery of improperly expended funds through the Department of Revenue; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Agriculture & Natural Resources Subcommittee; Representatives **Eagle and Hudson**—

CS/HB 1083—A bill to be entitled An act relating to underground natural gas storage; providing a short title; amending s. 211.02, F.S.; narrowing the use of the term "oil"; amending s. 211.025, F.S.; narrowing the scope of the gas production tax to apply only to native gas; amending s. 376.301, F.S.; conforming a cross-reference; amending s. 377.06, F.S.; declaring underground natural gas storage to be in the public interest; amending s. 377.18, F.S.; clarifying common sources of oil and gas; amending s. 377.19, F.S.; modifying and providing definitions; amending s. 377.21, F.S.; extending the jurisdiction of the Division of Resource Management of the Department of Environmental Protection; amending s. 377.22, F.S.; expanding the scope of the department's rules and orders; providing that the department's authority must be self-executing and that a regulatory action may not be deemed invalid solely because the department has not yet adopted a certain rule; amending s. 377.24, F.S.; providing for the notice and permitting of storage in and recovery from natural gas storage reservoirs; creating s. 377.2407, F.S.; establishing a natural gas storage facility permit application process; specifying requirements for an application, including fees; amending s. 377.241, F.S.; providing criteria that the division must consider in issuing permits; amending s. 377.242, F.S.; granting authority to the department to issue permits to establish natural gas storage facilities; creating s. 377.2431, F.S.; establishing conditions and procedures for granting natural gas storage facility permits; limiting the right of a county or municipality to regulate natural gas storage facilities; creating s. 377.2432, F.S.; providing for the protection of water supplies at natural gas storage facilities; providing that an operator is presumed responsible for pollution of an underground water supply under certain circumstances; creating s. 377.2433, F.S.; providing for the protection of natural gas storage facilities through an administrative hearing; creating s. 377.2434, F.S.; providing that property rights to injected natural gas are with the injector or the injector's heirs, successors, or assigns; providing for compensation to the owner of the stratum and the owner of the surface for use of or damage to the surface or substratum; amending s. 377.25, F.S.; limiting the scope of certain drilling unit requirements; amending s. 377.28, F.S.; modifying situations in which the department is required to issue an order requiring unit operation; amending s. 377.30, F.S.; providing that limitations on the amount of oil or gas taken do not apply to nonnative gas recovered from a permitted natural gas storage facility; amending s. 377.34, F.S.; providing for legal action against a person who appears to be violating a rule that relates to the storage or recovery of natural gas; amending s. 377.37, F.S.; expanding penalties to reach persons who violate the terms of a permit relating to storage of gas in a natural gas storage facility; amending s. 377.371, F.S.; providing that a person storing gas in a natural gas storage facility may not pollute or otherwise damage certain areas and that a person who pollutes water by storing natural gas is liable for cleanup or other costs incurred by the state; amending s. 403.973, F.S.; allowing expedited permitting for natural gas storage facilities permitted under ch. 377, F.S.; providing that natural gas storage facilities are subject to certain requirements; authorizing the department to issue permits for natural gas storage facilities before adopting rules for such activities and operations; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Agriculture & Natural Resources Subcommittee; Representative **Eagle**—

CS/HB 1085—A bill to be entitled An act relating to public records; creating s. 377.24075, F.S.; creating an exemption from public records requirements for certain information provided in an application for a natural gas storage facility permit to inject and recover gas into and from a natural gas storage reservoir; providing for future review and repeal of the public records

exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing a contingent effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Health Innovation Subcommittee; Representative **Magar**—

CS/HB 1109—A bill to be entitled An act relating to transitional living facilities; creating part XI of ch. 400, F.S., entitled "Transitional Living Facilities"; creating s. 400.9970, F.S.; providing legislative intent; creating s. 400.9971, F.S.; providing definitions; creating s. 400.9972, F.S.; requiring the licensure of transitional living facilities; providing fees; providing license application requirements; creating s. 400.9973, F.S.; providing requirements for transitional living facilities relating to client admission, transfer, discharge, and length of residency; creating s. 400.9974, F.S.; requiring a comprehensive treatment plan to be developed for each client; providing plan requirements; creating s. 400.9975, F.S.; providing licensee responsibilities; providing notice requirements; prohibiting a licensee or employee of a facility from serving notice upon a client to leave the premises or take other retaliatory action; requiring the client and client's representative to be provided with certain information; requiring the licensee to develop and implement certain policies and procedures; creating s. 400.9976, F.S.; providing licensee requirements relating to medication practices; creating s. 400.9977, F.S.; providing requirements for the screening of potential employees and monitoring of employees for the protection of clients; requiring licensees to implement certain procedures; creating s. 400.9978, F.S.; providing requirements for the use of physical restraints and chemical restraint medication on clients; creating s. 400.9979, F.S.; providing background screening requirements; requiring the licensee to maintain certain personnel records; providing administrative responsibilities for licensees; providing recordkeeping requirements; creating s. 400.9980, F.S.; providing requirements relating to property and personal affairs of clients; providing requirements for a licensee with respect to obtaining surety bonds; providing recordkeeping requirements relating to the safekeeping of personal effects; providing requirements for trust funds received by licensee and credited to the client; providing a penalty for certain misuse of a resident's personal needs allowance; providing criminal penalties for violations; providing for the disposition of property in the event of the death of a client; authorizing the Agency for Health Care Administration to adopt rules; creating s. 400.9981, F.S.; requiring the agency, in consultation with the Department of Health, to adopt and enforce certain rules; creating s. 400.9982, F.S.; providing procedures relating to violations and penalties; providing administrative fines for specified classes of violations; creating s. 400.9983, F.S.; authorizing the agency to apply certain provisions with regard to receivership proceedings; creating s. 400.9984, F.S.; requiring the Agency for Health Care Administration, the Department of Health, the Agency for Persons with Disabilities, and the Department of Children and Families to develop electronic systems for certain purposes; repealing s. 400.805, F.S., relating to transitional living facilities; amending s. 381.78, F.S.; conforming provisions to changes made by the act; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Agriculture & Natural Resources Subcommittee; Representatives **Raschein, Danish, and Stewart**—

CS/HB 1121—A bill to be entitled An act relating to community cats; amending s. 828.27, F.S.; providing definitions; providing that release of a community cat by a community cat program is not abandonment or unlawful release of the cat under specified provisions; providing that counties and municipalities may enact ordinances relating to community cat programs to curtail community cat population growth; providing immunity for such ordinances; providing an exception; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Finance & Tax Subcommittee; Representative **Fitzenhagen**—

CS/HB 1149—A bill to be entitled An act relating to business entity filing fees; amending ss. 607.0122, 608.452, 617.0122, and 620.1109, F.S.; combining certain individual fees into one initial filing fee, revising fees, and requiring the imposition of a late charge under certain circumstances for a corporation for profit, a limited liability company, a corporation not for profit, a domestic limited partnership, and a foreign limited partnership, respectively; amending s. 620.81055, F.S.; revising fees and requiring the imposition of a late charge under certain circumstances for a limited liability partnership; repealing s. 607.193, F.S., relating to supplemental corporate fees; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Insurance & Banking Subcommittee; Representative **Nelson**—

CS/HB 1191—A bill to be entitled An act relating to captive insurance; amending s. 628.901, F.S.; revising definitions; amending s. 628.905, F.S.; revising terminology; prohibiting an industrial insured captive insurance company from insuring risks other than specified risks; authorizing the licensure of industrial insured captive insurance companies to provide workers compensation and employer's liability insurance in excess of a specified amount; requiring an industrial insured captive insurance company to maintain a certain amount of capital and surplus in order to continue to write such excess workers compensation; specifying that certain duties or actions are the responsibility of the Office of Insurance Regulation; amending s. 628.907, F.S.; conforming a provision; amending s. 628.909, F.S.; providing applicability of specified provisions to captive insurance companies and industrial insured captive insurance companies; conforming provisions; amending ss. 628.9142, 628.915, and 628.917, F.S.; conforming provisions; amending s. 628.919, F.S.; requiring a pure captive insurance company to submit certain standards relating to the risk management of controlled unaffiliated businesses to the Office of Insurance Regulation for approval; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Local & Federal Affairs Committee; Representative **Caldwell**—

CS/HB 1281—A bill to be entitled An act relating to East County Water Control District, Hendry and Lee Counties; amending chapter 2000-423, Laws of Florida; authorizing the board of commissioners to exercise additional powers relating to public improvements and community facilities and their funding; providing for applicability; providing an effective date.

Proof of Publication of the required notice was attached.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Finance & Tax Subcommittee; Representatives **Fresen and Campbell**—

CS/HB 1295—A bill to be entitled An act relating to discretionary sales surtaxes; amending s. 212.055, F.S.; authorizing a county defined in s. 125.011(1), F.S., to levy a surtax up to a specified amount for the benefit of a Florida College System institution in the county pursuant to an ordinance conditioned to take effect upon approval in a county referendum; requiring the ordinance to include a plan for the use of the proceeds; providing referendum requirements and procedures; requiring that the proceeds from the surtax be deposited and managed in a specified manner; establishing an oversight board with specified duties, responsibilities, and requirements relating to the expenditure of surtax proceeds; providing for the appointment of members of the oversight board; requiring that the board of trustees of a college receiving surtax proceeds prepare an annual plan for submission to

the oversight board for approval; providing that state funding may not be reduced because an institution receives surtax funds; providing for the scheduled expiration of the surtax; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Transportation & Highway Safety Subcommittee; Representative **Goodson**—

CS/HB 1299—A bill to be entitled An act relating to transportation; amending provisions relating to outdoor advertising signs; amending s. 479.01, F.S.; revising and deleting definitions; amending s. 479.02, F.S.; revising powers of the Department of Transportation relating to nonconforming signs; deleting a requirement that the department adopt certain rules; creating s. 479.024, F.S.; limiting the placement of signs in commercial or industrial zones; defining the terms "parcel" and "utilities"; providing mandatory criteria for local governments to use in determining zoning for commercial or industrial parcels; providing that certain parcels are considered unzoned commercial or industrial areas; providing that specified uses may not be independently recognized as commercial or industrial areas; providing an appeal process for an applicant whose permit is denied; requiring an applicant whose application is denied to remove an existing sign pertaining to the application; requiring the department to reduce certain transportation funding in certain circumstances; amending s. 479.03, F.S.; providing for notice to owners of intervening privately owned lands before entering upon such lands to remove an illegal sign; amending s. 479.04, F.S.; providing that an outdoor advertising license is not required solely to erect outdoor signs or structures; amending s. 479.05, F.S.; authorizing the department to suspend a license for certain offenses and specifying activities that the licensee may engage in during the suspension; amending s. 479.07, F.S.; revising requirements for obtaining sign permits; conforming and clarifying provisions; requiring an application fee; revising sign placement requirements for signs on certain highways; deleting provisions that establish a pilot program relating to placement; removing a permit reinstatement fee; amending s. 479.08, F.S.; clarifying provisions relating to the denial or revocation of a permit because of false or misleading information in the permit application; amending s. 479.10, F.S.; providing for cancellation of a permit; amending s. 479.105, F.S.; revising notice requirements to owners and advertisers relating to signs erected or maintained without a permit; revising procedures providing for the department to issue a permit as a conforming or nonconforming sign to the owner of an unpermitted sign; amending s. 479.106, F.S.; increasing an administrative penalty for illegally removing certain vegetation; amending s. 479.107, F.S.; deleting fines for certain signs on highway rights-of-way; amending s. 479.111, F.S.; clarifying provisions relating to signs allowed on certain highways; amending s. 479.15, F.S.; deleting a definition; clarifying and conforming provisions related to permitted signs on property that is the subject of public acquisition; amending s. 479.156, F.S.; clarifying provisions related to the regulation of wall murals; amending s. 479.16, F.S.; providing that certain provisions relating to the regulation of signs may not be implemented or continued if such actions will adversely affect the allocation of federal funds to the department; exempting from permit requirements certain signs placed by tourist-oriented businesses, certain farm signs during harvest season, certain acknowledgement signs on publicly funded school premises, and certain displays on specific sports facilities; directing the department to notify a sign owner that the sign must be removed if federal funds are adversely impacted; requiring the sign to be removed; authorizing the department to remove the sign and assess costs to the sign owner under certain circumstances; amending s. 479.24, F.S.; clarifying provisions relating to compensation paid for the department's acquisition of lawful signs; amending s. 479.25, F.S.; requiring a local government to grant a variance or waiver to a local ordinance or regulation to allow the owner of a lawfully permitted sign to increase the height of the sign if a noise-attenuation barrier is permitted by or erected by a governmental entity in a way that interferes with the visibility of the sign; deleting provisions to conform; amending s. 479.261, F.S.; conforming provisions related to a logo sign program on limited access

highways; amending s. 479.313, F.S.; requiring a permittee to pay the cost of removing certain signs following the cancellation of the permit for the sign; repealing s. 76 of ch. 2012-174, Laws of Florida, relating to a tourist-oriented commerce sign pilot program for small businesses; providing for uses of revenue from Florida Turnpike naming rights or sponsorship; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Appropriations Committee; and Government Operations Subcommittee; Representative **Albritton**—

CS/CS/HB 1309—A bill to be entitled An act relating to the procurement of commodities and contractual services; amending s. 215.971, F.S.; providing additional information that must be included in an agency agreement that provides state financial assistance to a recipient or subrecipient; requiring each state agency to designate an employee to function as a grant manager for purposes of the agreement; requiring training for certain grant managers; requiring the Chief Financial Officer to establish and disseminate uniform procedures for grant management; requiring the grant manager to report certain information; requiring the Chief Financial Officer to perform audits of executed grant agreements; amending s. 215.985, F.S.; requiring the Chief Financial Officer to establish and maintain a secure contract tracking system; providing requirements for the system; requiring state agencies to post certain information on the contract tracking system within a specified timeframe; specifying information that must be posted on the contract tracking system; providing that records posted on the system may not contain confidential or exempt information; requiring state agencies to redact confidential or exempt information prior to posting records on the system; providing a process for a party to the contract to request redaction of confidential or exempt information; providing notice requirements; providing that posting of information on the contract tracking system does not supersede the duty of a state agency to respond to a public record request; providing that a subpoena for certain contract information must be served on the state agency that is party to the contract; authorizing the Chief Financial Officer to adopt rules; defining the term "state agency"; authorizing the judicial branch, Department of Legal Affairs, Department of Agriculture and Consumer Services, and Department of Financial Services to elect to comply with the posting requirements; renaming chapter 287, F.S.; amending s. 287.012, F.S.; providing and revising definitions; amending s. 287.042, F.S.; revising powers, duties, and functions of the Department of Management Services; eliminating a duty of the department to maintain a vendor list; providing an additional circumstance under which the department may proceed with a competitive solicitation or contract award process of a term contract as an alternative to the stay of such process pursuant to a formal written protest under the Administrative Procedure Act; authorizing the department to lead or enter into joint agreements with governmental entities for the purchase of commodities or contractual services that can be used by multiple agencies; amending s. 287.056, F.S.; eliminating provisions requiring certain inclusions in agency agreements; amending s. 287.057, F.S.; providing that contracts awarded pursuant to an invitation to bid shall be awarded to the responsible and responsive vendor that submits the lowest responsive bid; revising exceptions to the requirement that the purchase of specified commodities or contractual services be made only as a result of receiving competitive sealed bids, competitive sealed proposals, or competitive sealed replies; revising contractual services and commodities that are not subject to competitive solicitation requirements by virtue of being available only from a single source; providing that a contract for commodities or contractual services may be awarded without competition if the recipient of funds is established during the appropriations process; revising provisions relating to extension of a contract for commodities or contractual services; authorizing an agency to negotiate better pricing upon renewal of a contract; providing training requirements for contract managers responsible for contracts in excess of a specified threshold amount; providing contract manager certification for contract managers responsible for contracts in excess of a specified threshold amount; providing that the Department of Management Services is responsible

for establishing and disseminating the requirements for certification of a contract manager; providing that training will be conducted jointly by the Department of Management Services and the Department of Financial Services; providing training guidelines and requirements; requiring the department, in consultation with the Chief Financial Officer to maintain a program for online procurement of commodities and contractual services; amending s. 287.0571, F.S.; revising nonapplicability of a business case to outsource; amending s. 287.058, F.S.; defining the term "performance measure"; revising references within provisions relating to purchase orders used in lieu of written agreements for classes of contractual services; revising terminology; amending s. 287.076, F.S.; providing that Project Management Professionals training for personnel involved in managing outsourcings and negotiations is subject to annual appropriations; creating s. 287.136, F.S.; requiring the Chief Financial Officer to perform audits of executed contracts; creating reporting requirements; amending ss. 16.0155, 283.33, 394.457, 402.7305, 409.9132, 427.0135, 445.024, 627.311, 627.351, 765.5155, and 893.055, F.S.; conforming cross-references; providing effective dates.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Health Innovation Subcommittee; Representatives **Nuñez, Ahern,** and **Steube**—

CS/HB 1323—A bill to be entitled An act relating to Medicaid eligibility; amending s. 409.902, F.S.; providing asset transfer limitations for the determination of eligibility for certain nursing facility services under the Medicaid program after a specified date; requiring the Department of Children and Families to determine the institutional spouse ineligible for Medicaid under certain circumstances; authorizing the Agency for Health Care Administration to recover certain Medicaid expenses; authorizing the department to adopt rules; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Education Committee; and Higher Education & Workforce Subcommittee; Representatives **Nuñez, Campbell,** and **Peters**—

CS/HB 7051—A bill to be entitled An act relating to resident status for tuition purposes; amending s. 1009.21, F.S.; revising the definitions of the terms "dependent child" and "parent"; revising certain residency requirements for a dependent child; prohibiting denial of classification as a resident for tuition purposes based on certain immigration status; revising provisions relating to required documentation as evidence of residency; revising requirements relating to classification or reclassification as a resident for tuition purposes based on marriage; revising requirements relating to reevaluation of classification as a resident for tuition purposes; providing that certain veterans of the Armed Services of the United States and persons who receive certain tuition exemptions or waivers shall be classified as residents for tuition purposes; providing for the adoption of rules and regulations; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Reference

CS/CS/HB 137—Referred to the Calendar of the House.

CS/CS/HB 229—Referred to the Calendar of the House.

CS/HB 241—Referred to the Health & Human Services Committee.

CS/CS/HB 319—Referred to the Economic Affairs Committee.

CS/HB 347—Referred to the Government Operations Appropriations Subcommittee and Regulatory Affairs Committee.

CS/CS/HB 457—Referred to the Judiciary Committee.

CS/HB 495—Referred to the Government Operations Appropriations Subcommittee and Appropriations Committee.

CS/CS/HB 553—Referred to the Regulatory Affairs Committee.

CS/CS/HB 573—Referred to the Regulatory Affairs Committee.

CS/HB 619—Referred to the Calendar of the House.

CS/HB 647—Referred to the Finance & Tax Subcommittee and Economic Affairs Committee.

CS/HB 803—Referred to the Education Appropriations Subcommittee and Education Committee.

CS/HB 841—Referred to the Calendar of the House.

CS/HB 859—Referred to the Education Appropriations Subcommittee and Education Committee.

CS/HB 915—Referred to the Justice Appropriations Subcommittee and Judiciary Committee.

CS/HB 1015—Referred to the Health Care Appropriations Subcommittee and Health & Human Services Committee.

CS/HB 1021—Referred to the Judiciary Committee; Appropriations Committee; and Health & Human Services Committee.

CS/HB 1025—Referred to the Regulatory Affairs Committee.

CS/HB 1063—Referred to the Agriculture & Natural Resources Appropriations Subcommittee and State Affairs Committee.

CS/HB 1129—Referred to the Civil Justice Subcommittee and Health & Human Services Committee.

CS/HB 1315—Referred to the Health Care Appropriations Subcommittee and Health & Human Services Committee.

CS/HB 1393—Referred to the Criminal Justice Subcommittee; Agriculture & Natural Resources Appropriations Subcommittee; and State Affairs Committee.

Cosponsors

HB 3—Boyd

CS/HB 301—Dudley, Rouson

CS/CS/HB 335—Mayfield

CS/HB 357—Combee

HB 515—Smith

CS/HB 1173—Pilon

Reports of Standing Committees and Subcommittees

Received March 22:

The Education Committee reported the following favorably:
HB 21

The above bill was placed on the Calendar of the House.

The Education Committee reported the following favorably:
HB 295

The above bill was placed on the Calendar of the House.

The Education Committee reported the following favorably:
CS/HB 461

The above committee substitute was placed on the Calendar of the House.

The Education Committee reported the following favorably:
HB 525

The above bill was placed on the Calendar of the House.

The Education Committee reported the following favorably:
HB 1027

The above bill was placed on the Calendar of the House.

**Pages and Messengers
for the week of
March 25-29, 2013**

Pages—Emily Adkins, Fernandina Beach; Landon Albritton, Tallahassee; Carolyne Davidson, Orlando; Chance Donaldson, Quincy; Michael Hunschofsky, Parkland; Riley Koenig, Fort Myers; Jenna Lance, Lynn Haven; Stephanie Navarro, Miami; Justin Nuñez, Miami; Hannah Schenkel, Orlando; Katherine Whiffen, Clermont; Kaeli Wilger, Orange Park.

Messengers—Amanda Dixon, Palm Bay; Grace Hanna, Tallahassee; Bennett Harrell, Havana; Tristan Harris, Tampa; Gabrielle Jones, Melbourne; Melissa Long, Cocoa; Maya Morris, Jacksonville; Alex O'Brien, Melbourne; Natali Shafer, Fernandina Beach; Sergio Taraschi, Indialantic; Christian Zeigler, Mary Esther.

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